



Austin City Council MINUTES

REGULAR MEETING
THURSDAY, FEBRUARY 4, 1999

Mayor Pro Tem Goodman called the meeting to order. Mayor Watson and Councilmembers Slusher and Spelman were temporarily absent.

1. Approval of Minutes for Regular Meetings of January 20 & 21, 1999
Approved on Councilmember Garcia's motion, Councilmember Lewis' second, 4-0 vote, Mayor Watson, Councilmember Slusher and Councilmember Spelman were off the dais.

CITIZEN COMMUNICATIONS: GENERAL

2. Gus Pena – Discuss City Clinics and Issues
3. Jimmy Castro – Discuss Government Technology Conference: February 12-14, 1999
4. Gavino Fernandez, Jr. – Discuss broken promises to East Austin and Environmental Racism still exist in Austin, Texas 1999
5. Robert Donley – Discuss Power Plant
6. Olga Cuellar – Discuss City Diversity vs. School Diversity in conflict
7. Will Wynn – Discuss City Employee Parking Stipend.
8. James Perry – Discuss East Austin Issues – **Absent**.
9. Charles T. Waits – Discuss Access to Access.
10. Frank Berlanger – Discuss Barton Springs Pool/Habitat Conservation Plan.
11. Pablo Ortiz – Discuss I.N.S. Detention Facility Relocation away from Galindo Elementary Neighborhood Association (G.E.N.A.) to proper area.

READING OF CONSENT AGENDA

READING OF DISCUSSION AGENDA

CITIZEN COMMUNICATIONS: CONSENT AGENDA

ACTION ON CONSENT AGENDA

ITEMS CONTINUED FROM PREVIOUS MEETINGS

1998 Bond Election Propositions and Cash Projects

12. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Austin Public Library Department by creating a new project known as "Land Acquisition – Libraries" and appropriating \$1,795,000. (Funding to be reimbursed from the proceeds of long term debt issuance in September, 1999) [Recommended by Planning Commission and Bond Oversight Committee.]

Ordinance No. 990204-H approved with direction to staff to bring back to Council by February 25th recommendations on the two other libraries on Councilmember Garcia's motion, Councilmember Spelman's second, 7-0 vote.

13. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Parks and Recreation Department as follows:

- Creating a new project known as "Colorado River Park" and appropriating \$100,000 for preliminary design, drainage and topographic studies;
- Creating a new project known as "Greenway Initiative" and appropriating \$200,000 for land acquisition costs;
- Creating a new project known as "Destination Parks" and appropriating \$800,000 for land acquisition costs;
- Creating a new project known as "St. John's Joint Use Facility" and appropriating \$7,000,000 for design and construction of the facility; and
- Creating a new project known as "Chestnut Neighborhood Park": and appropriating \$100,000 for land acquisition and other costs. (Funding in the amount of \$8,200,000 to be reimbursed from the proceeds of long term debt issuance in September, 1999.) [Recommended by Planning Commission and Bond Oversight Committee.]

Ordinance No. 990204-MM approved with direction to staff to take a careful look at the interlocal agreement with AISD concerning the "St. John's Joint Use Facility" on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 7-0 vote.

14. Amend the two-year General Obligation Debt Sale Schedule and approve a two-year list of capital projects to be financed through current revenue. (Funding in the amount of \$22,920,000 in Public Improvement Bonds and \$2,400,000 in Certificates of Obligation to be issued in September, 1999; and \$2,854,000 from current revenue transfers anticipated in fiscal year 1999-2000.)

Resolution No. 990204-14 Approved

15. Amend Ordinance 980915-B, amending the 1998-99 Capital Budget for the Convention Center Department, by creating a new fund named Town Lake Park Community Events Center and appropriating \$40,000,000 for construction costs for a Community Events Center and parking facilities. (Funding to be reimbursed from proceeds of long term revenue bonds in 1999. [Recommended by Planning Commission and Bond Oversight Committee])

Ordinance No. 990204-A approved

16. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Watershed Protection Department as follows:

- Creating a new project known as "Highland Park Cemetery Erosion Stabilization" and appropriating \$150,000 to stabilize the streambank;
- Creating a new project known as "Scenic Brook Drainage" and appropriating \$600,000 for storm sewer improvements in Williamson Creek Watershed;

- Creating a new project known as “Westover Hills Drainage Phase 2” and appropriating \$600,000 for storm sewer improvements in the Westover Hills Subdivision; and
- Creating a new project known as “East 11th/12th Improvements” and appropriating \$1,925,000. (\$1,925,000 to be reimbursed from the proceeds of long term debt issuance in September 1999, and \$1,350,000 anticipated to be reimbursed from future General Fund Transfer and/or CIP Interest.) [Recommended by Planning Commission and Bond Oversight Committee]

Ordinance No. 990204-B approved

17. Amend ordinance 980915-B, the 1998-99 Capital Budget for the Department of Public Works and Transportation as follows:

- Creating a new project known as “Giles Road Improvements” and appropriating \$300,000 for design;
- Increasing appropriations for the South First Street Extension project by \$1,204,000 to complete construction on Phase One and to begin land acquisition and design on Phase Two;
- Creating a new project known as “East William Cannon/Pleasant Valley to Onion Creek” and appropriating \$600,000 to provide matching funds for bridge construction and roadway improvements;
- Creating a new project known as “Rutherford Lane/IH35 to Cameron” and appropriating \$855,000 to complete construction;
- Creating a new project known as “Dittmar/South First to Manchaca” and appropriating \$300,000 for survey work and preliminary design;
- Creating a new project known as “South Congress Improvement Project” and appropriating \$150,000 to begin preliminary work;
- Creating a new project known as “Loyola Lane/Johnny Morris to Decker” and appropriating \$400,000 for construction;
- Creating a new project known as “CDD 43 Phase 2 Street and Drainage” and appropriating \$350,000 for construction;
- Creating a new project known as “Manchaca Road/William Cannon to Matthews” and appropriating \$80,000 for preliminary design work;
- Creating a new project known as “Great Streets” and appropriating \$75,000 to begin preliminary work;
- Creating a new project known as “Traffic Signals System Enhancement and Installations” and appropriating \$1,550,000 and
- Creating a new project known as “Street Reconstruction” and appropriating \$1,900,000 for preliminary design and design. (Funding in the amount of \$6,260,000 to be reimbursed from the proceeds of long-term debt issuance in September 1999 and \$1,504,000 anticipated to be reimbursed from future General Fund Transfer and/or CIP Interest.) [Recommended by Planning Commission and Bond Oversight Committee]

Ordinance No. 990204-C approved

18. Approve a resolution authorizing official intent to reimburse the following:

- \$18,180,000 in expenditures associated with the November 1998 General Obligation bond election (\$6,260,000 for 1998 Proposition One, \$8,200,000 for 1998 Proposition Two, \$1,795,000 for Proposition Four, \$1,925,000 for Proposition Five);
- \$2,854,000 in expenditures associated with the list of projects to be funded with cash (\$300,000 for Giles Road, \$1,204,000 for South First Street, \$150,000 for Highland Park Cemetery Bank Stabilization, \$600,000 for Scenic Brook Drainage and \$600,000 for Westover Hills Phase 2 Drainage); and
- \$40,000,000 in expenditures associated with Proposition 11 of the November 1998 Bond Election (Town Lake Community Events Venue Project).

(\$18,180,000 in General Obligation Public Improvement Bonds to be issued in September 1999; \$2,854,000 to be reimbursed from current revenue transfers anticipated in fiscal year 1999-2000; and \$40,000,000 Convention Center Revenue Bonds to be issued Spring 1999) [Recommended by Planning Commission and Bond Oversight Committee]

Resolution No. 990204-18 approved

19. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Water and Wastewater Utility as follows:

- Creating a new project known as "Water Improvements Proposition 6" and appropriating \$20,000,000;
- Creating a new project known as "Water Improvements Proposition 7" and appropriating \$10,000,000;
- Creating a new project known as "Wastewater Improvements Proposition 9" and appropriating \$13,000,000; and
- Creating a new project known as "Wastewater Improvements Proposition 10" and appropriating \$14,000,000;
- And increasing appropriation for the project known as "Water Improvements Proposition 8" by \$1,000,000. (\$58,000,000 for the Water and Wastewater Utility to be funded by bonds approved on November 3, 1998.) [Recommended by Water and Wastewater Commission, Planning Commission and Bond Oversight Committee]

Ordinance No. 990204-D approved

Aviation

20. Approve a resolution authorizing an amendment to a construction contract with CCC GROUP, INC., San Antonio, Texas, for the Aircraft Fueling Storage Facility at Austin-Bergstrom International Airport in the amount of \$380,000, for a total amount not-to-exceed \$4,235,501. (Funding was included in the 1998-99 Capital Budget for Aviation.) 44% DBE; Subcontractor participation: 44% MBE, 0% WBE. (Recommended by Airport Advisory Board)

Resolution No. 990204-20 approved

21. Approve a resolution authorizing issuance of Supplemental Amendment No. 1 to the Professional Services Agreement with WALKER ENGINEERING, INC., to allow reallocation of optional additional Year 3 funds into Year 1, for the necessary procurement, installation, modifications to programming and the lighting vault equipment, lighting and signage systems and lighting control system at Austin-Bergstrom International Airport. in the amount of \$125,000. Total amount of funding for this contract remains unchanged. [Funding was included in the 1998-99 Capital Budget for Aviation]. No M/WBE Subcontracting opportunities were identified. (Recommended by Airport Advisory Board)

Resolution No. 990204-21 approved

Items 14 through 21 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

22. Approve a resolution authorizing execution of a contract with L & R LANDSCAPE SERVICES, INC., (DBE/FR), Austin, Texas for Entry, Exit and Parking Lot Landscape Construction at Austin-Bergstrom International Airport, in the amount of \$3,480,825 plus a contingency fund of \$243,175 for a total contract amount not to exceed \$3,724,000 which includes the base bid, alternate #3, and contingency.

(Funding in the amount of \$3,724,000 is included in the 1998-99 Capital Budget for Aviation.) Low responsive bid of four. DBE Prime participation: 73.81%; 0% M/WBE Subcontractor participation. [Recommended by Airport Advisory Board]

Postponed one week on Councilmember Garcia's motion, Councilmember Lewis' second, 6-0 vote. Councilmember Spelman was off the dais.

23. Approve a resolution authorizing execution of a contract with NEW BEDFORD PANORAMEX CORPORATION, Upland, California, for the purchase of four complete units of the Precision Approach Path Indicator at Austin-Bergstrom International Airport in an amount not to exceed \$200,000. (Funding is included in the 1998-99 Capital Budget for Aviation.) Sole Source. No M/WBE Subcontracting opportunities were identified. [Recommended by Airport Advisory Board]

Resolution No. 990204-23 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

24. Approve a resolution authorizing an increase the contract amount with LOCKHEED MARTIN MIS CORPORATION, Orlando, Florida for supply and installation of the Airport Security Project for Austin-Bergstrom International Airport, in the amount of \$271,398 for a revised not-to-exceed total of \$2,261,658. (Funding in the amount of \$271,398 was included in the 1998-99 Amended Capital Budget for Aviation.) 5.95% MBE, 6.85% WBE Subcontractor participation. [Recommended by Airport Advisory Board]

Resolution No. 990204-24 approved on Mayor Pro Tem Goodman's motion, Mayor Watson's second, 5-1 vote. Councilmember Lewis voted "NO." Councilmember Spelman was off the dais.

Solid Waste

25. Approve a resolution authorizing the acceptance of \$20,980 in grant funding from the CAPITAL AREA PLANNING COUNCIL; amend Ordinance 980915-A, 1998-99 Operating Budget, amending the Solid Waste Services Special Revenue Fund, by increasing grant funding and grant expenditures by \$20,980 for a YardWise public education program. (Funding is available from the Capital Area Planning Council for the grant period of October 1, 1998, through September 30, 1999. An inkind match of \$4,746 is included in the 1998-99 Operating Budget of the Solid Waste Services Department.) [Recommended by Solid Waste Advisory Commission]

Postponed one week on Councilmember Garcia's motion, Councilmember Griffith's second, 5-0 vote. Mayor Watson and Councilmember Spelman were off the dais.

Financial Services

26. Approve a resolution authorizing execution of a twelve month supply agreement with CARQUEST AUTO PARTS, Austin, Texas, for the purchase of non-captive repair parts for various vehicles in an amount not to exceed \$400,000 with two twelve-month extension options in an amount not to exceed \$400,000 per extension for a total contract amount not to exceed \$1,200,000. (Funding in the amount \$266,667 was included in the 1998-99 Operating Budgets of various departments. Funding for the remaining four months of the original contract period and the extension options is contingent upon available funding in future budgets.) Low bid of five. No MBE/WBE Subcontracting opportunities were identified.

Resolution No. 990204-26 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

27. Approve a resolution authorizing an amendment to the contract with the Texas Department of Information Resources, Austin, Texas, to extend the Interlocal Agreement for a period of twelve months for the purchase of network communications equipment for Phase IV of the Greater Austin Area Telecommunications Network in an amount of \$1,200,000 for a revised total contract amount not to exceed \$6,101,569. (Funding in the amount of \$1,200,000 was included in the 1997-98 Amended Capital Budget for Financial Services.) [Recommended by Council Committee for Telecommunications Infrastructure]
Resolution 990204-27 approved on Councilmember Lewis' motion, Councilmember Slusher's second, 5-0 vote. Mayor Watson and Councilmember Spelman were off the dais.
28. Approve a resolution authorizing execution of a contract with WAUKESHA-PEARCE INDUSTRIES, INC., Austin, Texas, for purchase of one additional chassis mounted hydraulic excavator for the Street and Bridge Division, in the amount of \$158,759. (Funding was included in the 1998-99 Operating Budget for the Department of Public Works and Transportation, Transportation Fund.) Single bid. No MBE/WBE Subcontracting opportunities were identified.
Resolution No. 990204-28 approved
29. Approve a resolution authorizing execution of a contract with GT DISTRIBUTORS, INC., Austin, Texas, for the purchase of thirty-six emergency light bars to be installed on patrol vehicles in an amount not to exceed \$42,472.80. (Funding was included in the 1998-99 Amended Operating Budget of the Police Department.) Low bid of three. No MBE/WBE Subcontracting opportunities were identified.
Resolution No. 990204-29 approved
30. Approve a resolution authorizing execution of a contract with CASCO INDUSTRIES, Pasadena, Texas, for the purchase of six Holmatro Personal Power Units ("Rescue Tools") with combination cutter-shredder tools/hoses in an amount not to exceed \$43,305.84. (Funding was included in the 1998-99 Capital Improvements budget of the Austin Fire Department.) Sole source. No MBE/WBE Subcontracting opportunities were identified.
Resolution No. 990204-30 approved
31. Approve a resolution authorizing execution of a contract with WAUKESHA INDUSTRIES, INC., Austin, Texas for purchase of one replacement chassis mounted hydraulic excavator including extended warranty for the Stormwater Management Division in the amount of \$243,497. (Funding was included in the 1998-99 Amended Capital Budget for the Watershed Protection Department.) Sole Source. No M/WBE opportunities were identified.
Resolution No. 990204-31 approved
32. Approve a resolution authorizing execution of a twelve month service agreement with MARCELO'S SAND AND LOAM, (MBE/MH), Austin, Texas for purchase of spoils disposal services in an amount not to exceed \$53,600 with two twelve-month extension options in an amount not to exceed \$53,600 per extension for a total contract amount not to exceed \$160,800. (Funding in the amount of \$22,400 was included in the 1998-99 Operating Budget of the Public Works & Transportation, Transportation Fund; \$13,333 was included in the 1998-99 Operating Budget of the Watershed Protection Department. Funding for the remaining four months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole Source. 100% MBE Prime Participation. 0% M/WBE Subcontractor participation.
Resolution No. 990204-32 approved

Public Works

33. Approve an ordinance to amend the Austin City Code by modifying the Basic Traffic Ordinance, Section 16-4-5 (B), for installing speed limits (from 35 mph to 40 mph) on Harrisglenn Drive between Parmer Lane and Howard Lane. (Funding in the amount of \$500 is available in the 1998-99 Operating Budget of the Department of Public Works and Transportation for the installation of speed limit signs.)
Ordinance No. 990204-E approved
34. Approve an ordinance to amend the Austin City Code by modifying the Basic Traffic Ordinance, Section 16-4-4 (D), Speed Limits, for installing a reduced speed school zone on Harris Branch Parkway for the protection of students attending Bluebonnet Trail Elementary School. (Funding in the amount of \$8,800 for school flashers and sign installation is available in the 1998-99 Child Safety Fund for the Department of Public Works and Transportation.)
Ordinance No. 990204-F approved
35. Approve a resolution authorizing acceptance and execution of a contract with the TEXAS DEPARTMENT OF TRANSPORTATION to remove barriers from bicycle and pedestrian travel areas, utilizing a Federal Intermodal Surface Transportation Efficiency Act Grant for projects approved by the Austin Transportation Study Policy Advisory Committee in the amount of \$102,000. (Funding was included in the 1996-97 and 1998-99 Amended Capital Budget of the Department of Public Works & Transportation.) [Recommended by ATS Advisory Committee]
Resolution No. 990204-35 approved
36. Approve a resolution authorizing negotiation and execution of a professional services agreement with HICKMAN/A-TEC, Austin, Texas for professional engineering services to develop a comprehensive transportation plan for the University Area Partners Neighborhood, in an amount not to exceed \$75,000. (Funding is available in the 1995-96 Amended Capital Budget of the Department of Public Works and Transportation.) Best qualification statement of three. 10.6% MBE, 18.2% WBE Subcontracting participation.
Resolution No. 990204-36 approved
37. Approve a resolution authorizing negotiation and execution of professional services agreement with the following nine firms to provide professional engineering consultant services for performing preliminary and engineering design of street reconstruction projects as part of the 1998 Street Reconstruction Bond Program and for associated water, wastewater, and storm sewer relocations, for a period of approximately six years, each agreement in an amount not to exceed \$10,422,172 (approximately \$1,158,019.11 per firm) for a total amount of the nine agreements not to exceed \$10,422,172. Each agreement amount may vary depending on the amount of water, wastewater, and storm sewer relocations needed on the assigned project. : (1) MAXIM TECHNOLOGIES, Austin, Texas, 8.7% MBE, 18.2% WBE Subconsultant participation; (2) KLOTZ ASSOCIATES, Austin, Texas, 8.7% MBE, 18.2% WBE Subconsultant participation; (3) DANNENBAUM ENGINEERING CORPORATION, Austin, Texas, 9.6% MBE, 18.2% WBE Subconsultant participation; (4) MARTINEZ, WRIGHT & MENDEZ (MBE/MH), Austin, Texas, Prime MBE Participation: 79%; 2.8% MBE, 18.2% WBE Subconsultant participation; (5) BAKER-AICKLEN & ASSOCIATES, Austin, Texas, 8.7% MBE, 18.2% WBE Subconsultant participation; (6) HNTB, Austin, Texas, 8.7% MBE, 18.2% WBE Subconsultant participation; (7) OTHON INC. (MBE/MH), Houston, Texas, Prime MBE Participation: 65%, 15% MBE, 20% WBE Subconsultant participation; (8) LOCKWOOD ANDREWS & NEWNAM, Houston, Texas, 8.7% MBE, 18.2% WBE

Subconsultant participation; (9) LOC CONSULTANTS, (MBE/MH), Austin, Texas, Prime MBE Participation: 60%, 15% MBE, 25% WBE Subconsultant participation. (Funding in the amount of \$1,900,000 is available in the 1998-99 Amended Capital Budget of the Department of Public Works and Transportation. Funding for the remaining \$8,522,172 in the contract is contingent upon available funding in future budgets.) Best qualification statements of 24.

Resolution No. 990204-37 approved

Items 28 through 37 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

Howard Lane Improvements (Items 38-41)

38. Amend Ordinance 980915-B, the 1998-99 Capital Budget for the Department of Public Works and Transportation by appropriating \$3,061,730 for design, right-of-way acquisition, utility coordination relocation, and construction of Howard Lane Improvements from IH-35 to Dessau Road, and de-appropriating \$400,000 of Federal Surface Transportation Program funding included in the 1998-99 Capital Budget that will be retained by the Texas Department of Transportation, for a total additional appropriation of \$2,661,730, and for a total appropriation of \$8,561,730. (Funding in the amount of \$2,400,000 is to be reimbursed from certificates of obligations to be sold September 1999. \$661,730 will be reimbursed by Travis County for the construction of Section 4 of Howard Lane, and \$400,000 will be de-appropriated.) [Recommended by Planning Commission]

Ordinance No. 990204-00 approved.

39. Approve a resolution authorizing the City of Austin's official intent to reimburse eligible costs associated with the design, right-of-way acquisition, utility coordination and construction of Howard Lane Improvements from IH35 to Dessau Road, from the proceeds of tax exempt obligations to be issued in September, 1999, in the amount of \$2,400,000. (Funding to be funded through the issuance of Certificates of Obligations to be sold in September, 1999)

Resolution No. 990204-39 approved.

40. Approve a resolution authorizing negotiation and acceptance of a Second Amendment to the Howard Lane Interlocal Cooperation Agreement between City of Austin and Travis County for the purpose of adding reimbursement from the County through the City to the Texas Department of Transportation for construction costs associated with section 4 of the Howard Lane Improvement Project, in the amount of \$661,730. (Funding was included in the 1998-99 Amended Capital Budget of the Department of Public Works & Transportation)

Resolution No. 990204-40 approved.

41. Approve a resolution authorizing negotiation and execution of an Interlocal Agreement with the TEXAS DEPARTMENT OF TRANSPORTATION for the construction of Howard Lane from Harrisglenn Boulevard east of Dessau Road to a four lane divided roadway, and to include a water line, in the amount of \$1,934,343. (Funding in the amount of \$1,691,440 was included in the 1998-99 Capital Budget of the Public Works Department; \$242,903 was included in the 1998-99 Budget of Water and Wastewater Utility.)

Resolution No. 990204-41 approved.

Items 38 through 41 approved on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 6-0 vote. Councilmember Spelman was off the dais.

Municipal Court

42. Approve a resolution authorizing negotiation and execution of a three-year lease for a 3,300 square foot office space located at 723 East 6th Street, from 723 East 6th Street, L.C. for use by the City Prosecutors Office of the City of Austin Law Department. [The three-year lease cost totals \$169,200. Funding in the amount of \$31,500 for real estate rental (\$4,500 per month for seven months) in the current fiscal year will be funded through personnel expense savings within Municipal Court subject to approval by Council. Future year funding is contingent upon availability of funding in future budgets.]
Resolution No. 990204-42 approved

Infrastructure Support

43. Set a public hearing on a street name for a portion of Havana Street to Limon Lane (from the intersection of Havana Street and South 4th Street southeasterly approximately 345 feet). [Suggested date and time: February 25, 1999 at 6:30 p.m.]
Resolution No. 990204-43 approved

Parks and Recreation

44. Approve a resolution authorizing execution of a twelve month service agreement with AUSTIN SOFTBALL UMPIRES ASSOCIATION, INC., Austin, Texas, for softball umpire operation and management program services in an amount not to exceed \$193,148.25 for the first year with two twelve-month extension options in an amount not to exceed \$197,719.50 for the year second extension and \$209,975,000 for the third year extension for a total amount not to exceed \$600,842.75. (Funding in the amount \$128,765.49 was included in the 1998-99 Operating Budget of the Softball Enterprise Fund of the Parks and Recreation Department. Funding for the remaining four months of the original contract period and extension options is contingent upon available funding in future budgets.) Sole proposal. No MBE/WBE Subcontracting opportunities were identified.
Resolution No. 990204-44 approved

Health

45. Approve a resolution authorizing negotiation and execution of a twelve-month Interlocal Cooperation Agreement between the City of Austin, Travis County, and Austin Travis County Mental Health Retardation (ATCMHMR) Center, to have ATCMHMR act as the Managed Service Organization (MSO) for a pilot project for substance abuse treatment services to a specific population of homeless individuals and high risk, chemically dependent women who meet established criteria, in the amount of \$568,303, with two twelve-month extension options, in amounts not to exceed \$568,303 for the first extension, and at a cost to the City not to exceed \$568,303 for the second extension, for a total amount not to exceed \$1,704,909. (Funding in the amount of \$568,303 is included in the 1998-99 Operating Budget for the Health and Human Services Department's Social Services Budget. Year 1 of the pilot project is January 1, 1999 through December 31, 1999. Funding for the extension options will be contingent upon available funding in future budgets.)
Resolution No. 990204-45 approved

Items 42 through 45 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

46. Approve a resolution authorizing negotiation and execution of three 12-month contracts for the provision of child care services for teen parents with AUSTIN COMMUNITY NURSERY SCHOOLS, LITTLE LAMBS CHILD CARE CENTER, CHILD, INC., in amounts not to exceed \$65,000, \$61,000, and \$24,000 respectively; each with two twelve-month extension options in amounts not to exceed \$65,000, \$61,000, and \$24,000 respectively per extension for total contract amounts not to exceed \$195,000, \$183,000, and \$72,000 respectively. (Funding in the amount of \$150,000 was included in the 24th year (FY98-99) Community Development Block Grant Special Revenue Fund.) Low bid of three. No MBE/WBE Subcontracting opportunities were identified.

Resolution No. 990204-46 approved with the amendment that the total be 11 slots for Little Lambs, 10 for Austin Community and 8 for Child Inc., with the additional funding to come from CDBG funds, on Councilmember Garcia's motion, Councilmember Slusher's second, 5-0 vote. Mayor Watson and Councilmember Spelman were off the dais.

47. Approve a resolution authorizing execution of Amendment #2 to increase the final twelve months of the contract with AUSTIN FAMILIES, INC., to include the management and administration of the SUCCESS program with the current Child Care Voucher Program administered by Austin Families in the amount not to exceed \$62,000 for a total contract amount not to exceed \$662,000. (Funding was included in the 24th year (FY98-99) Community Development Block Grant Special Revenue Fund.) [Community Development Commission]

Resolution No. 990204-47 approved

Convention Center

48. Approve a resolution authorizing execution of a contract with AUTO GATE AUSTIN, INC., Austin, Texas, for the purchase and installation of a parking garage fee computer system in the amount of \$85,813.81. (Funding was included in the 1998-99 Operating Budget for the Convention Center) Low bid of three. No MBE/WBE Subcontracting opportunities were identified.

Resolution No. 990204-48 approved

Fire

49. Approve a resolution authorizing fee simple acquisition of 3.833 acres of land from MANORCARE HEALTH SERVICES, out of the James Howlett Survey, City of Austin, Austin, Travis County, Texas, locally known as 8555 Spicewood Springs Road, for the Spicewood Springs Road Fire Station #40, in the amount of \$526,000. (Funding is available in the 1998-99 Capital Budget of the Fire Department.)

Resolution No. 990204-49 approved

Planning, Environmental & Conservation Services

50. Approve second/ third readings of ordinances annexing for limited purposes the following areas:
- a.C7L-98-004 Lake Creek Parkway Commercial Area (approximately 33 acres on the west side of US 183 at the intersection of US 183 and Lake Creek Parkway);
 - b.C7L-98-005 Woodland Hills Village Commercial Area (approximately one acre on the west side of US 183 at the intersection of US 183 and Woodland Hills Drive);
 - c.C7L-98-006 Millwright Parkway Area (approximately one acre on the northwest corner of the intersection of Millwright Parkway and Anderson Mill Road);
 - d.C7L-98-007 Pecan Creek Parkway Commercial Area (approximately six acres at the northeast corner on the intersection of Pecan Creek Parkway and Anderson Mill Road).

(The proposed action on these annexations is expected to produce unbudgeted sales tax of \$125,000.
Ordinance No. 990204-LL approved

51. Approve second/third readings of an ordinance to annex for limited purposes the Galloway Tract (approximately 19 acres on the south side of Elroy Road) located approximately 1800 feet from the intersection of Elroy Road and Ross Road. (No fiscal impact.)
Ordinance No. 990204-G approved

Watershed Protection

52. Approve a resolution authorizing the purchase of 2.465 acres of land out of the James P. Wallace Survey No. 57, from W.B. HOUSTON & COMPANY, a Texas Limited Partnership, located adjacent to Dillard Circle for the construction of a drainage retention facility as part of Reilly Elementary School Regional Stormwater Detention Facility project in the amount of \$144,647. (Funding is available in the 1992-93 Amended Capital Budget of the Watershed Protection Department.) [Environmental Board]
Resolution No. 990204-52 approved

Items 47 through 52 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

53. Approve a resolution authorizing fee simple acquisition of Lot 9, Block D, Creek Bend Section 2, locally known as 4726 Teewood Drive, Austin, Texas from LUCINO AND AURELIA REYNOSA for the Second Phase of the Creek Bend Flood Control Project, in the amount of \$53,500 plus \$27,000 for relocation benefits, for a total amount not to exceed \$80,500. (Funding is included in the 1998-99 Amended Capital Budget of the Watershed Protection Utility.)
Resolution No. 990204-53 approved

54. Approve a resolution authorizing fee simple acquisition of Lot 23, Block B, Creek Bend Section 2, locally known as 4735 Teewood Drive, Austin, Texas from SAMUEL DAVID PAGAN-AYALA AND ROSARIO PAGAN for the Second Phase of the Creek Bend Flood Control Project, in the amount of \$54,000 plus \$27,000 in relocation benefits, for a total amount not to exceed \$81,000. (Funding is included in the 1998-99 Amended Capital Budget of the Watershed Protection Utility.)
Resolution No. 990204-54 approved

55. Approve a resolution authorizing fee simple acquisition of Lot 26, Creek Bend Section 1, locally known as 4803 Creek Bend Drive, Austin, Texas, from MARY ANN CEDILLO for the Second Phase of the Creek Bend Flood Control Project, in the amount of \$63,000 plus \$27,000 in relocation benefits, for a total amount not to exceed \$90,000. (Funding is included in the 1998-99 Amended Capital Budget of the Watershed Protection Utility.)
Resolution No. 990204-55 approved

56. Approve a resolution authorizing fee simple acquisition of Lot 24, Block B, Creek Bend Section 2, locally known as 4737 Teewood Drive, Austin, Texas, from ALEJANDRO MEDEL AND JOSE MORENO MEDEL for the Second Phase of the Creek Bend Flood Control Project, in the amount of \$62,000 plus

\$27,000 in relocation benefits, for a total amount not to exceed \$89,000. (Funding is included in the 1998-99 Amended Capital Budget of the Watershed Protection Utility.)

Resolution No. 990204-56 approved

Items 53 through 56 approved on Councilmember Garcia's motion, Councilmember Slusher's second, 5-0 vote. Mayor Pro Tem Goodman and Councilmember Spelman were off the dais.

Development Review

57. C14-97-0132 – Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 4501 Guadalupe Street from "GO", General Office, "MF-4", Multi-Family Family Residence (moderate-high density), and "CS", General Commercial Services to "GR-CO", General Office-Conditional Overlay district zoning, with conditions. First reading on May 7, 1998; Vote 6-0, Watson absent. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council on first reading. Applicant: Argama, Inc. (Joe Lucas); Agent: Locke Purnell Rain Harrell (Henry Gilmore). City Staff: Don Perryman, 499-2786. (Continued from 1/7/99)
Postponed indefinitely

58. C14-98-0046 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 800' West of Parmer Lane & Dessau Road intersection from DR, Development Reserve, to grant GR-CO, Community Commercial-Conditional Overlay District zoning with conditions. Conditions met as follows: Conditional Overlay incorporates conditions imposed by Council on first reading. First reading on August 13, 1998; Vote 6-0 (Garcia absent). Applicant: Capital City Christian Church (Truman Whitaker); Agent: Republic Commercial Properties (Doug Hodge). City Staff: Susan Villarreal, 499-6319. (Continued from 1/21/99)
Ordinance No. 990204-I approved

59. C14-98-0078 - Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code by rezoning property locally known as 2009 West Fort View Road, 2011 West Fort View Road, 2024 West Ben White Blvd., and 2026 West Ben White Blvd. from SF-3, Family Family Residence, to NO-CO, Neighborhood Office-Conditional Overlay district zoning conditions. First reading on November 5, 1998; Vote 7-0. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council on first reading. Applicant: Maria Garcia, Tauhlee Watts & John Gustafson; Agent: J. B. Goodwin Company (Mike Jones). City Staff: Susan Villarreal, 499-6319.
Postponed one week.

60. C14-98-0196 – Approve second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code rezoning property locally known as 9801 Anderson Mill Road from "SF-1" Single Family Family Residence (large lot) to "LO", Limited Office district zoning. First reading on January 7, 1999; Vote 7-0. Conditions met as follows: No conditions were imposed by Council on first reading Applicant: Anderson Mill Oakpark Agent: Chin and Patrick, L.L.P. City Staff: David Wahlgren, 499-6455.
Ordinance No. 990204-J approved

Items 57 through 60 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

61. Amend Ordinance No. 980709-F, by revising a condition of zoning for the property described in zoning file No.C14-98-0065, locally known as 1149-1199 Airport Boulevard and 1005-1023 Springdale Road, in the City of Austin, Travis County, Texas. City Staff: Susan Villarreal, 499-6319.
Ordinance No. 990204-O approved on Councilmember Garcia's motion, Councilmember Lewis' second, 6-0 vote, Mayor Pro Tem Goodman off the dais.
62. Approve an ordinance waiving Section 13-2-761(c) of the City Code for an application filed by Majid Hemassi to demolish the Horton-Duval House located at 6706 Bluff Springs Road, Austin, Travis County, Texas.
Ordinance No. 990204-QQ approved on Councilmember Garcia's motion, Councilmember Lewis' second, 5-0 vote. Mayor Watson and Councilmember Spelman were off the dais.

Law

63. Set a public hearing on an ordinance regulating the installation or use of on-site sewage facilities in the City and become an authorized agent of the Texas Natural Resource Conservation Commission for the regulation of on-site sewage facilities. (Suggested date and time: February 11, 1999 at 7:00 p.m.)
Resolution No. 990204-63 approved

ITEMS FROM COUNCIL

64. Approve a resolution directing the City Manager to let an RFP to hire a consultant to conduct a study to determine the current availability of MBE and WBE firms by ethnicity and gender. (Councilmembers Willie Lewis, Gus Garcia and William Spelman). [Recommended by MBE/WBE Advisory Committee]
Resolution No. 990204-64 approved.
65. Approve an ordinance waiving development and permit fees for the Guadalupe Neighborhood Development Corporation Scattered Infill Housing Project. (Councilmember Gus Garcia and Mayor Pro Tem Jackie Goodman)
Ordinance No. 990204-L approved.
66. Approve an ordinance granting a waiver of certain development fees to Joseph Campana in an amount not to exceed \$200 for construction of a single-family Family Residence and storage structure at 618 E. 49th Street, Austin, Travis County, Texas. (Councilmember Willie Lewis).
Ordinance No. 990204-M approved.
67. Direct the City Manager to undertake a public safety and cost analysis of bringing all City of Austin peace officers under the auspices of the Austin Police Department, and to return a report to City Council in 45 days. (Mayor Kirk Watson, Mayor Pro Tem Jackie Goodman and Councilmember William Spelman).
Resolution No. 990204-67 approved.

Items 63 through 67 approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

68. Approve an ordinance for the reimbursement of permitting fees related to construction at 618 E. 49th Street, in the amount of \$123.00. (Councilmember Willie Lewis, Mayor Kirk Watson and Councilmember Beverly Griffith)
Deleted because it is a duplicate of item 66.
69. Approve an ordinance waiving solid waste disposal fees related to demolition at 618 E. 49th Street. (Councilmember Willie Lewis, Mayor Kirk Watson and Councilmember Beverly Griffith)
Ordinance No. 990204-N approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

4:30 P.M. – ZONING HEARINGS AND APPROVAL ORDINANCES

70. C14-98-0007 - Public hearing to amend Chapter 13-2 of the Austin City Code zoning property locally known as 8150 Spicewood Springs Road from "I-RR", Interim Rural Family Residence District, to "SF-2", Single Family Family Residence zoning. Planning Commission Recommendation: To Grant "SF-2-CO" Single Family Family Residence (Large Lot)-Conditional Overlay District zoning with conditions. Applicant: FC Properties One, LTD., Agent: Drenner and Stuart, L.L.P. (Steven C. Metcalfe) City Staff: David Wahlgren, 499-6455. (Continued from 1/7/99)
Ordinance No. 990204-P approved on Councilmember Spelman's motion, Councilmember Garcia' second, 7-0 vote.
71. C14-98-0138 – Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property locally known as 2101 North Lamar Boulevard from "LO", Limited Office to "MF-3", Multi-Family Family Residence (medium density). Planning Commission Recommendation: To Grant "MF-3-CO", Multi-Family Family Residence (medium density)-Conditional Overlay District zoning with conditions. Applicant/Agent: Ronald Scharfe. City Staff: Don Perryman, 499-2786. Note: A valid petition has been filed in opposition to this rezoning request. (Continued from 1/7/99)
Closed public hearing on Councilmember Garcia's motion, Mayor Pro Tem Goodman's second, 6-0 vote. Councilmember Spelman was off the dais.
- Postponed action for one week on Councilmember Garcia's motion, Councilmember Griffith's second, 6-0 vote. Councilmember Spelman was off the dais.**
72. C14-98-0168 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 4153 Westlake Drive from "RR" Rural Family Residence District to "SF-1" Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-Q approved.
73. C14-98-0169 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2916 & 2917 Water Bank Cove from "RR" Rural Family Residence District to "SF-1" Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-R approved.

74. C14-98-0170 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2905 Water Bank Cove from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-S approved.
75. C14-98-0171 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 5908 Waymaker Cove from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-T approved.
76. C14-98-0172 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2498 Waymaker Way from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-U approved.
77. C14-98-0173 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 5930, 5920, 5910, 5900, 5901, 5905, 5909, 5915, 5923, 5931 Bold Ruler Way from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-V approved.
78. C14-98-0174 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2401 Far Gallant Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-W approved.
79. C14-98-0175 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2400 & 2404 Never Bend Cove from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) and "P" Public district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-X approved.
80. C14-98-0176 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2105, 2109, 2113 & 2201 Far Gallant Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant

"SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-Y approved.

81. C14-98-0177 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 1900 & 1910 Far Gallant from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-Z approved.
82. C14-98-0178 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 1800 Far Gallant Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-AA approved.
83. C14-98-0179 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6324 Ayers Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-BB approved.
84. C14-98-0180 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6220 – 6222 Northern Dancer Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-CC approved.
85. C14-98-0181 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6204 – 6208 Northern Dancer Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-DD approved.
86. C14-98-0182 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 6004 Northern Dancer Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-EE approved.
87. C14-98-0183 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 5908 Northern Dancer Drive from "RR" Rural Family Residence District to Single Family

Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-FF approved.

88. C14-98-0184 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2004- 2008 Canonero Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-GG approved.

89. C14-98-0185 – Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2104 Canonero Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-HH approved.

90. C14-98-0186 - Public hearing to amend Chapter 13-2 of the Austin City Code rezoning property locally known as 2200 – 2208 Canonero Drive from "RR" Rural Family Residence District to Single Family Residence (large lot) district zoning. Planning Commission Recommendation: To Grant "SF-1" Single Family Residence (large lot) district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. City Staff: Greg Guernsey, 499-2387. (Continued from 1/21/99)
Ordinance No. 990204-II approved.

Items 72 through 90 approved on Councilmember Spelman's motion, Councilmember Garcia's second, 7-0 vote.

91. C14R-85-041 – Public hearing to amend Chapter 13-2 of the Austin City Code by rezoning property locally known as 8965 Research Boulevard from "LI-PDA", Limited Industrial Services-Planned Development Area to "LI-CO", Limited Industrial Services-Conditional Overlay district zoning with conditions, and delete a portion (Lot 1) of a condition of zoning site plan. Planning Commission Recommendation: To Grant "LI-CO", Limited Industrial Services – Conditional Overlay district zoning with conditions and delete a portion (Lot 1) of a condition of zoning site plan. Applicant: Goodwill Industries (Jay Arnold). Agent: Cook-Steinmann (Andy Linseisen). City Staff: Don Perryman, 499-2786.
Approved first reading only on Councilmember Spelman's motion, Councilmember Garcia's second, 7-0 vote.

92. C14-98-0006 - Public hearing to amend Chapter 13-2 of the Austin City Code zoning property locally known as 8240 Spicewood Springs Road from "I-RR", Interim Rural Family Residence District, to "SF-2", Single Family Family Residence zoning. Planning Commission Recommendation: To Grant "SF-2", Single Family Family Residence (Standard Lot) district zoning with conditions. Applicant: FC Properties One, LTD., Agent: Drenner and Stuart, L.L.P. (Steven C. Metcalfe) City Staff: David Wahlgren, 499-6455.
Ordinance No. 990204-JJ approved on Councilmember Spelman's motion, Councilmember Garcia's second, 7-0 vote.

93. C14-98-0146 - Public hearing to amend Chapter 13-2 of the Austin City Code zoning property locally known as 12602 Blackfoot Trail from "SF-1", Single Family Family Residence (Large Lot), to "GR", Community Commercial zoning. Planning Commission Recommendation: To Grant "SF-2", Single Family Family Residence (Standard Lot) District zoning on Tract 1 and "GR-CO" Community Commercial District zoning on Tract 2, with conditions. Applicant: Abraham Birgani, Agent: I.T. Gonzalez, City Staff: David Wahlgren, 499-6455. (continued from 12/7/99)
Postpone action three weeks on Councilmember Griffith's motion, Councilmember Slusher's second, 5-0 vote. Mayor Pro Tem Goodman and Councilmember Spelman were off the dais.
94. C814-98-0002 – Public hearing to amend Chapter 13-2 of the Austin City Code by zoning property 900 feet along the north side of Bee Caves Road/RM 2244 (approximately six miles west from its intersection with Loop 360) to "PUD", Planned Unit Development. Planning Commission Recommendation: To grant "PUD", Planned Unit Development zoning with conditions. Applicant: Bre/Baldwin Ranch L.P. (Julian Jay Hawes, Jr.); Agent: Richard Verndorn. City Staff: Antonio Gonzalez, 499-2243.
Closed public hearing on Councilmember Slusher's motion, Councilmember Garcia's second, 5-0 vote. Mayor Watson and Councilmember Spelman were off the dais.

No action taken. Case will be rescheduled with annexation request within 60 to 70 days.

95. C14-96-0064 - Public hearing to amend Chapter 13-2 of the Austin City Code by terminating a restrictive covenant for the property locally known as 1704 – 1710 Lovingood Drive. Planning Commission Recommendation: To grant the request to terminate the restrictive covenant. Applicant: City of Austin; Agent: Development Review and Inspection Department. Property Owner: Thomas Henderson. City Staff: Susan Villarreal, 499-6319.
Resolution 990204-95 Approved.
96. C14-99-0004 - Public hearing to amend Chapter 13-2 of the Austin City Code zoning property locally known as 1704 – 1710 Lovingood Drive from "LO-CO", Limited Office-Conditional Overlay to "SF-3", Family Family Residence zoning. Planning Commission Recommendation: To Grant "SF-3", Family Family Residence district zoning. Applicant: City of Austin; Agent: Development Review and Inspection Department. Property Owner: Thomas Henderson. City Staff: Susan Villarreal, 499-6319.
Ordinance No. 990204-KK approved.

Items 95 through 96 approved on Councilmember Spelman's motion, Councilmember Garcia's second, 7-0 vote.

PUBLIC HEARINGS

97. **6:30 p.m.** - Public hearing for the full purpose annexation of the Keesee Tract, located east of the intersection of IH35 and the Slaughter Creek Overpass.
Closed public hearing on Councilmember Garcia's motion, Councilmember Griffith's second, 6-0 vote. Councilmember Spelman was off the dais.
98. **7:00 p.m.** - Public hearing on the annexation of Lot 1, Northwest Hills Ranch II, located at 7813 Texas Plume Road, in accordance with Sec. 43.028 of the Texas Local Government Code.
Closed public hearing on Councilmember Griffith's motion, Councilmember Garcia's second, 6-0 vote. Councilmember Spelman was off the dais.

99. 7:30 p.m. - Public hearing on a request to consider a waiver from the minimum separation distance requirement of City Code Section 8-3-4, between a proposed gas station/convenience store (Exxon Tiger Market) located at 1320 East Oltorf Street which intends to sell alcoholic beverages and a public school (Travis High School).
Closed public hearing on Councilmember Garcia's motion, Councilmember Slusher's second, 6-0 vote.
Councilmember Spelman was off the dais.

ACTION ON PUBLIC HEARINGS

100. Approve full purpose annexation of the Keesee Tract, located east of the intersection of IH35 and the Slaughter Creek Overpass.
Postponed to February 25, 1999.
101. Approve annexation of Lot 1 Northwest Hills Ranch II, located at 7813 Texas Plume Road, in accordance with Sec. 43.028 of the Texas Local Government Code.
Ordinance No. 990204-PP approved on Councilmember Griffith's motion, Mayor Pro Tem Goodman's second, 6-0 vote. Councilmember Spelman was off the dais.
102. Consider a resolution to waive the minimum separation distance requirement of City Code Section 8-3-4, between a proposed gas station/convenience store (Exxon Tiger Market) located at 1320 East Oltorf Street which intends to sell alcoholic beverages and a public school (Travis High School).
Deny the waiver on Councilmember Garcia's motion, Councilmember Lewis' second, 6-0 vote.
Councilmember Spelman was off the dais.

EXECUTIVE SESSION (No Public Discussion on These Items)

Executive Session held at 12:40 p.m.

Motion to recess to go into executive session at 2:53 p.m. by Councilmember Garcia, Councilmember Slusher's second, 7-0 vote.

The City Council will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda. The City Council may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

Private Consultation with Attorney -- Section 551.071

103. Discuss Kirk Anderson, Trustee V. City Of Austin, Cause No. 98-11862, in the 201st Judicial District Court of Travis County, Texas. (This litigation concerns development regulations applicable in the Barton Springs Zone.)
104. Discuss Village of Bee Cave, et. al. v. Travis County Water Control and Improvement District No. 14, Cause No. 96-03683, in the 201st District Court of Travis County, Texas

105. Discuss Travis County Water Control and Improvement District No. 14 v. Texas Natural Resource Conservation Commission, Village of Bee Cave, et. al., Cause No. 97-12332, in the 345th District Court, Travis County, Texas.
106. Discuss Request of Travis County Water Control and Improvement District No. 14 for Cease and Desist Order against Village of Bee Cave, Texas and Lower Colorado River Authority, filed in the Texas Natural Resource Conservation Commission (currently undocketed).

Real Property – Section 551.072

107. Discuss negotiations concerning the acquisition and leasing of property in the vicinity of City Hall Annex.

108. **APPOINTMENTS**

Charter Revision Committee – Mark McCray and Eddie Rodriguez

Approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

Private Consultation with Attorney – Section 551.071 (continued)

109. Discuss Circle C Land Corp. v. City of Austin, Cause No. 97-13994, 53rd Judicial District of Travis County, Texas.

110. Charter Revision Committee – Diane Spencer

Downtown Commission – Christopher Riley

Approved on Councilmember Lewis' motion, Councilmember Garcia's second, 7-0 vote.

ADJOURNED at 9:23 p.m. on Mayor Pro Tem Goodman's motion, Councilmember Griffith's second, 6-0 vote.
Councilmember Spelman was off the dais.

Approved on this the 11th day of February, 1999 on Council Member Garcia's motion, Council Member Spelman's second, 6-0 vote, Mayor Watson absent.